

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT
for the
Western District of Texas

The State of Texas)
)
)
)
Plaintiff(s))
v.)
U.S. Department of Homeland Security, et al.)
)
)
)
Defendant(s))

Civil Action No. 2:23-cv-00055

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Alejandro Mayorkas, in his Official Capacity as Secretary of Homeland Security by registered or certified mail to:
c/o United States Attorney General
950 Pennsylvania Ave, NW
Washington, DC 20530-0001

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Ryan D. Walters
Office of the Attorney General
Special Litigation Division
PO Box 12548, Capitol Station
Austin, TX 78711-2548
ryan.walters@oag.texas.gov

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT, PHILIP J. DEVLIN

Date: 10/26/23


Signature of Clerk or Deputy Clerk



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PROOF OF SERVICE*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* Alejandro Mayorkas, in his Official Capacity as Secretary of Homeland Security
 was received by me on *(date)* 10/26/23.

- I personally served the summons on the individual at *(place)* c/o Atty General of US
950 Pennsylvania Ave, NW, Washington, DC 20530-0001 on *(date)* 10/30/23; or
- I left the summons at the individual's residence or usual place of abode with *(name)*
, a person of suitable age and discretion who resides there,
 on *(date)* , and mailed a copy to the individual's last known address; or
- I served the summons on *(name of individual)* , who is
 designated by law to accept service of process on behalf of *(name of organization)*
on (date) ; or
- I returned the summons unexecuted because ; or
- Other *(specify)*:

My fees are \$ for travel and \$ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

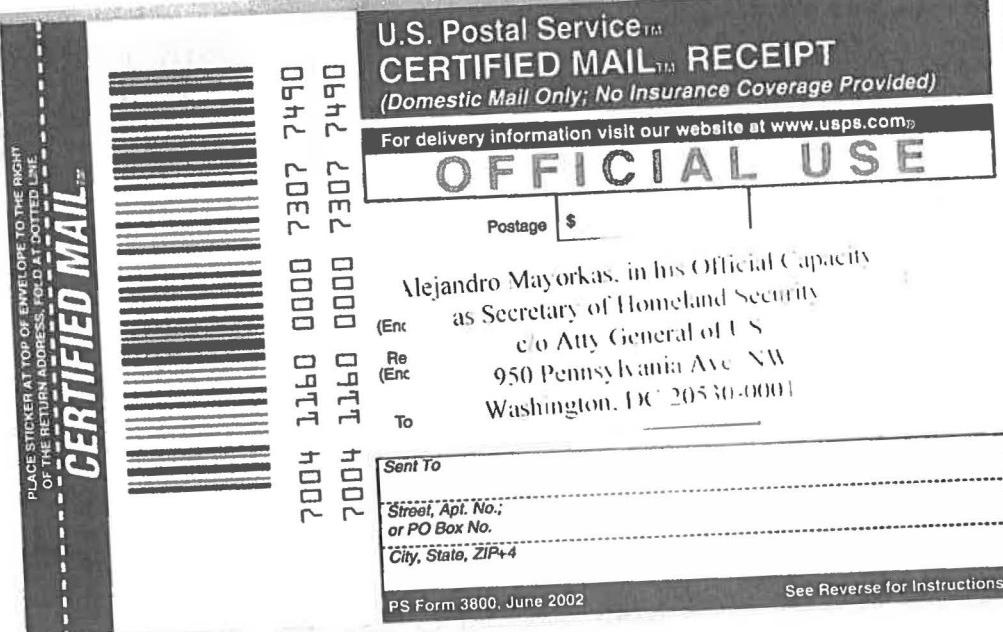
Date: 10/30/23/s/ Ryan D. Walters*Server's signature*Ryan D. Walters, Chief for Special Litigation Division*Printed name and title*

Office of the Attorney General
 PO Box 12548, Capitol Station
 Austin, TX 78711-2548

Server's address

Additional information regarding attempted service, etc:

On October 27, 2023, I served this summons, Plaintiff's Original Complaint, Plaintiff's Motion for Preliminary Injunction or Stay of Agency Action and Appendix, and Plaintiff's Emergency Motion for a Temporary Restraining Order or Stay of Agency Action and Appendix; via Certified Mail, Return Receipt Requested - 7004 1160 0000 7307 7490-Delivered 10/30/23.



SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY													
<ul style="list-style-type: none"> <input type="checkbox"/> Complete Items 1, 2, and 3. <input type="checkbox"/> Print your name and address on the reverse so that we can return the card to you. <input type="checkbox"/> Attach this card to the back of the mailpiece, or on the front if space permits. <p>1 Article Addressed to:</p> <p>Alejandro Mayorkas, in his Official Capacity as Secretary of Homeland Security c/o Atty General of US 950 Pennsylvania Ave. NW Washington, DC 20530-0001</p> <p>9590 9402 6326 0296 0611 86</p> <p>2 Article Number /Transfer from service label/ 7004 1160 0000 7307 7490</p>		<p>A. Signature</p> <p><input checked="" type="checkbox"/> X <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) C. Date of Delivery</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> <p>3. Service Type</p> <table border="0"> <tr> <td><input type="checkbox"/> Adult Signature</td> <td><input type="checkbox"/> Priority Mail Express®</td> </tr> <tr> <td><input type="checkbox"/> Adult Signature Restricted Delivery</td> <td><input checked="" type="checkbox"/> Registered Mail™</td> </tr> <tr> <td><input checked="" type="checkbox"/> Certified Mail®</td> <td><input type="checkbox"/> Registered Mail Restricted Delivery</td> </tr> <tr> <td><input type="checkbox"/> Certified Mail Restricted Delivery</td> <td><input type="checkbox"/> Signature Confirmation™</td> </tr> <tr> <td><input type="checkbox"/> Collect on Delivery</td> <td><input type="checkbox"/> Signature Confirmation</td> </tr> <tr> <td><input type="checkbox"/> Collect on Delivery Restricted Delivery</td> <td>Restricted Delivery</td> </tr> </table> <p>II III III Restricted Delivery</p>		<input type="checkbox"/> Adult Signature	<input type="checkbox"/> Priority Mail Express®	<input type="checkbox"/> Adult Signature Restricted Delivery	<input checked="" type="checkbox"/> Registered Mail™	<input checked="" type="checkbox"/> Certified Mail®	<input type="checkbox"/> Registered Mail Restricted Delivery	<input type="checkbox"/> Certified Mail Restricted Delivery	<input type="checkbox"/> Signature Confirmation™	<input type="checkbox"/> Collect on Delivery	<input type="checkbox"/> Signature Confirmation	<input type="checkbox"/> Collect on Delivery Restricted Delivery	Restricted Delivery
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Delivered

Delivered, Front Desk/Reception/Mail Room

WASHINGTON, DC 20528
October 30, 2023, 6:41 am

Redelivery Scheduled for Next Business Day

WASHINGTON, DC 20528
October 29, 2023, 9:57 am

Arrived at Hub

WASHINGTON, DC 20018
October 29, 2023, 8:24 am

Arrived at USPS Regional Facility

WASHINGTON DC DISTRIBUTION CENTER
October 29, 2023, 1:57 am

Departed USPS Regional Facility

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October 28, 2023, 8:04 am

Arrived at USPS Regional Facility

AUSTIN TX DISTRIBUTION CENTER
October 28, 2023, 2:03 am

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